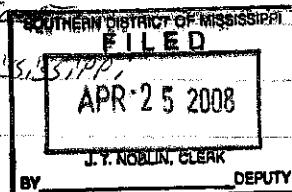


1 OF 4
JTS

1 UNITED STATES DISTRICT COURT

2 FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
3 JACKSON DIVISION5 Gregory BUTLER #00183
6 PLAINTIFF

-VS-

7 Christopher EPPS, Commissioner MDCC

8 American Correctional Association

9 GIT Enterprise of MS INC

DEFENDANTS

10 Does 1-20

Case No. 3:08cv0268-TSL-JCS

42 U.S.C. 1983 JURIS TELL DEMAND

1. Personal injury

2. Violation of state laws on smoking

3. Violation of ACA standards

4. Violation of Constitutional Rights

11

12 Plaintiff Gregory Butler #00183 A resident of the state

13 of Mississippi, presently is incarcerated in a state prison, Southern

14 Mississippi Correctional Institution located at P.O. Box 1419 Leakesville

15 MS 39451. Plaintiff has not filed any petitions for habeas

16 corpus relief pursuant to 28 USC § 2254 or any 42 USC § 1983.

17 even by the pass. nothing dismissed or denied.

18

19 Christopher EPPS, Commissioner of (MDCC) Mississippi Department of

20 Corrections, is sued in his official and supervisory capacity. He set

21 the motion in series of events he knew about or should have

22 known about that led to my injuries and damages. Located at

23 723 North President Street, Jackson, MS 39202.

24 American Correctional Association, Located at 4380 Forbes Blvd.

25 Lanham, Maryland 20706, Also as a Association for

26 MDCC, in Mississippi doing business there also located at 723 North

27 President Street, Jackson, MS 39202, is sued in its official and

28 supervisory capacity. set the motion in series of events they

20 F 4
JHS

Plaintiff

1 New about or should New about that led to my
 2 INJURIES and Damages.

3
 4 GT Enterprise of MS Inc, Located at P.O. Box 1779
 5 Brandon, MS 39043 and as a vendor during dates of events
 6 of this claim was also Located at 723 North President Street
 7 Jackson, MS 39202 is sued in its official and supervisory
 8 capacity set in motion a series of events they New about
 9 or should have known about that led to my injuries and damages.

10
 11 ISSUE PROCESS

12 Plaintiff ask for the United States Marshal to serve
 13 summons and complaint and for the Clerk to issue same.

14
 15 Does 1-20 proper identities are not yet known but reserve
 16 the right to name them ask they become known.

17
 18 CHRISTOPHER EPPS, American Correctional Association and GT Enterprise
 19 of MS Inc have all strictly for profit ignores and broke well
 20 established state laws and Acronditional Policy's. Plaintiff
 21 in 2004 made it known to prison officials he was having pain
 22 by his lungs and it was determined then it was due to his smoking
 23 habit. He requested help by way of medical intervention
 24 and or educational literature but was denied and told
 25 the only policy on smoking was that of 1998 ACT
 26 Standard. Defendants withheld the 2004 Policy which
 27 would have forced him to stop smoking in his cells and
 28 which is were he is locked down 23 hours a day and
 it would have gave him educational materials to assist
 him instead defendants kept making money by selling
 tobacco products and making a way for him to us it
 unlawfully with out his knowledge. they caused my injuries.

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1

FIRST CAUSE OF ACTION

2

Personal Injury

3

4 All Defendants in this complaint cause medically documented
 5 injuries on Plaintiff, FF do to his smoking, Headaches, Chest Pain,
 6 1616 Disease is among some of them.

7

SECOND CAUSE OF ACTION

8

Violation on state laws on smoking

9

10 STATE law requirese no smoking in a STATE Building
 11 and Defendants ignored them taking away my chance
 12 to quit smoking and furthering my damages and injuries.

13

THIRD CAUSE OF ACTION ACA STANDARDS

14

15 Defendants violate ACA standards on use of tobacco.
 16 They implement a 1998 standard that was clearly replaced
 17 in 2004. The ACA bys self ignore this and other
 18 violations and allow the violations, giving the industry
 19 a passing grade for accrediting them. This is a violation of
 20 their tax exempt status, fraud and other illegal acts to be
 21 investigated. As they have allowed more violations here other
 22 places across the country will show the same.

23

FOURTH CAUSE OF ACTION

24

Violation of constitutional rights

25

26 The eight amendment deliberate interference has well
 27 established cases about this issue on smoking. Defendants
 28 violated this.

40 F4
5/17/08

1 Administrative Remedies

2 ANP was filed and all statute of limitations was
 3 violated as MDOC has ignored other ANPs on this
 4 subject matter, Case no, (SMCI-08-09) and others.
 5 The court is my only recourse and my health is in imminent
 6 danger.

7 Relief

8 For all policies on no smoking to be granted and
 9 educational material passed out to all inmates on ways
 10 to stop smoking as stated in ACA Standard, use of tobacco

11 \$1,000,000 (one million) for actual damages.

12 \$ 5,000,000 (five million) for Punitive damages

13 All cost for this action to be brought before this court.

14 I swear the penalty of perjury declare all is true

15 Signature of Plaintiff

16 Gregory A. Pintler

17

18

19

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27

28

Gregory Butler #00183
E-1 Bed 114 SMC I
P.O. Box 1419
Leakesville, MS 39451

OFFICE OF LEGAL SERVICES
SOUTHERN MISSOURI BUREAU
LAW OFFICES OF THE BUREAU

SMCI
APPROVED LEGAL MAIL

APR 23 2008

JF

REGULAR MAIL
NOT REGISTERED
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OR ENVELOPED
TO ATTORNEY
ENCLOSURE TO THE ABOVE

RECEIVED	APR 25 2008
Clerk U.S. District Court Southern District of Miss.	

USDC
P.O. Box 23552
Jackson, MS. 39225

